

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office..... MAY 5 1981

Returned to applicant for correction..... SEP 14 1981

Corrected application filed..... DEC 14 1981 Map filed..... DEC 15 1981

The applicant..... Sierra Pacific Power Company

P.O. Box 10100 of Reno
Street and No. or P.O. Box No. City or Town

Nevada 89520 hereby make application for permission to change the
State and Zip Code No.

point of diversion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Article V, paragraph A. of the Truckee River
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
Agreement of June 13, 1935, also being a part of the "Final Decree, the
(Identify right in Decree.) United States of America, Plaintiff vs Orr Water Ditch
Company, et al, Defendants, in the District Court of the United States
in and for the District of Nevada in Equity, Docket No. A-3" (See Remarks*)

- The source of water is Truckee River
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 40 cfs.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for As stated in the Truckee River Agreement
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for As stated in the Truckee River Agreement
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point Situate in the NE1/4 of the SW1/4 of Sec-
tion 31, T19N. R18E., MDB&M, from which point the SE corner of said section
distance to a section corner. If on unsurveyed land, it should be stated.
31 bears S62°04' E, 3195 feet more or less (Steamboat Ditch - Hunter Creek
Treatment Plant).
- The existing permitted point of diversion is located within the SW1/4 of the SE1/4 of Section
If point of diversion is not changed, do not answer.
9, T19N, R18E, MDB&M from which point the SE corner of said Section 9
bears S75°16' E, 1650 feet more or less (Highland Ditch).
- Proposed place of use As described in Truckee River Agreement
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use As described in Truckee River Agreement
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
- Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Water will be diverted from the Truckee
River at all proposed points of diver-
sion or any combination thereof by State manner in which water is to be diverted, i.e. diversion structure, ditches,
means of existing dams and open ditches and/or existing pumping stations
pipes and flumes, or drilled well, etc. and pipelines and then transported to existing treat=
- Estimated cost of works Excess of 15 million dollars ment plants
has been expended.
- Estimated time required to construct works Completed

14. Estimated time required to complete the application of water to beneficial use. Water has been beneficially used since 1935.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use. Water will be treated and then delivered to Sierra Pacific Power Company water customers within its certificated water service area. Total amount of water to be simultaneously diverted at the existing point of diversion, the point of diversion proposed under this application and proposed under Application No. 44589 and No. 44590 at any specified time shall not exceed 40 cfs. It is the intent of this application and that of Applications No. 44589 and No. 44590 to retain the existing point of diversion and add this point of diversion and that of Applications No. 44589 and No. 44590 as additional points of diversion. *In 1935 and by virtue of the Truckee River Agreement Sierra Pacific Power Company waived its then existing Orr Ditch Decree rights in exchange for the 40 cfs right. Subsequently, this was incorporated into the final Orr Ditch Decree. By s/Robert E. Firth
- Compared by CS 11/bm Robert E. Firth
P.O. Box 10100
Reno, NV 89520
- Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Point of Diversion of the waters of the Truckee River as heretofore granted under Article V of the Truckee River Agreement - Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

The total diversion under Permits 43675, 44589, 44590 and the points of diversion set forth in Article V of the Truckee River Agreement - Truckee River Final Decree shall not exceed 40 c.f.s. nor 28959.1 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 40 cubic feet per second, but not to exceed 28959.1 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 8, 1986

Proof of completion of work shall be filed before February 8, 1986

Application of water to beneficial use shall be made on or before January 8, 1987

Proof of the application of water to beneficial use shall be filed on or before February 8, 1987

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed FEB 03 1986 IN TESTIMONY WHEREOF, I PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed MAR 6 1987 my office, this 8TH day of JANUARY

Cultural map filed

Certificate No. 11849 Issued APR 13 1987 A.D. 1985

2407 (Rev. 6-81)

WITHDRAWN BY APPLICANT NOV 16 2000 KBY

Justin P. E. STATE ENGINEER